

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office DEC 17 1990

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed DEC 17 1990The applicant Jerry L. & Yvonne T. DeForestS.R. 1, F.192 of Ely  
Street and No. or P.O. Box No. City or TownNevada 89301 hereby makes application for permission to change the  
State and Zip Code No.place of use of a portion  
Point of diversion, manner of use, and/or place of useof water heretofore appropriated under Permit No. 26601, Certificate No. 9158  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree andidentify right in Decree.

1. The source of water is Underground Sources  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.0653 cfs, 9.2224 acre feet  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Irrigation and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point in the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 12, T.16 N., R.63 E.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
M.D.B. & M., whence the Northwest Corner of said Section 12 bears N.35°44'55"W.,  
distance to a section corner. If on unsurveyed land, it should be stated.  
4,149.26 feet distant
6. The existing permitted point of diversion is located within \_\_\_\_\_  
If point of diversion is not changed, do not answer.
7. Proposed place of use a portion of the SE $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 12, T.16 N., R.63 E.,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
M.D.B. & M., 2.3056 acres.
8. Existing place of use a portion of the SW $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 12, T.16 N., R.63 E.,  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
M.D.B. & M., 2.3056 acres.  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1st to December 31st of each year.  
Month and Day Month and Day
10. Use was permitted from January 1st to December 31st of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) The water will be pumped from the well into  
State manner in which water is to be diverted, i.e. diversion structure.  
a sprinkler system.  
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$5,000.00
13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use..... 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

s/Richard W. Forman

By. Richard W. Forman Agent

P.O. Box 150

Ely, Nevada 89301

Compared..... pm/jm jr/bk

Protested 4/5/91 by: City of Ely:

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of an underground source as heretofore granted under Permit 26601, Certificate 9158 is issued subject to the terms and conditions imposed in said Permit 26601, Certificate 9158 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permit 26601, Certificate 9158 and Permit 55542 shall not exceed 38.12 acre-feet annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to

exceed 0.0653 cubic feet per second, but not to exceed 9.2224 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before August 23, 1996

Proof of completion of work shall be filed before September 23, 1996

Application of water to beneficial use shall be made on or before August 23, 1998

Proof of the application of water to beneficial use shall be filed on or before September 23, 1998

Map in support of proof of beneficial use shall be filed on or before September 23, 1998

Completion of work filed DEC 14 1995

Proof of beneficial use filed AUG 29 1997

Cultural map filed AUG 29 1997

Certificate No. 14920 Issued APR 20 1998

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 23rd day of August

A.D. 19 95

*[Signature]*  
State Engineer